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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION**

JESS J. DAVIES Plaintiff, vs. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY; and ANDREW WHEELER,¹ Administrator, Defendants.	CV 17-115-H-BMM PLAINTIFF'S MOTION FOR SANCTIONS PURSUANT TO FED. R. CIV. P. 37(e)
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¹ Pursuant to Fed. R. Civ. P. 25(d), the current Administrator of the Environmental Protection Agency, Andrew Wheeler, is automatically substituted for former Administrator Scott Pruitt.

I. RELIEF REQUESTED

Plaintiff moves for sanctions pursuant to Rule 37 (e) F. R. Civ. P. A Brief in Support of this Motion accompanies this Motion.

DATED this 22nd day July, 2020.

/s/ Linda Deola
Attorney for Plaintiff

/s/ Dan N. Fiorito
Attorney for Plaintiff, *Pro Hac Vice*